

BYLAW NO. 07-19

THE M.D. OF BIGHORN No. 8

FIRE SERVICES BYLAW

WHEREAS the Municipal Government Act, provides that a Council of a Municipality may pass bylaws for the prevention or extinguishing of Fires, the preservation of life and property and the protection of persons from injury or destruction by Fire;

AND WHEREAS the Council of the Municipal District of Bighorn wishes to continue a Fire service within the M.D. and to provide for the efficient operation of such a Fire service;

AND WHEREAS the Council of the Municipal District of Bighorn wishes to regulate the use and setting of Fires within the municipality, subject to provincial statutes respecting Provincial control over wildland Fires;

AND WHEREAS the Council of the Municipal District of Bighorn has enacted Bylaw 07-10, the Fire Services Bylaw, and deems it necessary to repeal and replace said bylaw;

NOW THEREFORE the Council of the M.D. of Bighorn of the Province of Alberta, duly assembled enacts as follows:

SECTION 1 DEFINITIONS

1.1 For the purposes of this Bylaw, the following terms, phrases, words and their derivatives shall have the meanings given herein. When not inconsistent with the context, words used in the present tense include the future, words in the plural number include the singular, and words in the singular include the plural. The word "shall" is always mandatory and not merely directory. In this Bylaw, unless the context otherwise requires, the following definitions, interpretations and applications shall be used:

- a) "Apparatus" means any vehicle provided with machinery, devices, equipment or materials for Fire fighting as well as vehicles used to transport Fire fighters or supplies.
- b) "Burnable Debris" means those materials permitted to be burned in accordance with applicable statutes/regulations and this bylaw, and shall include but not be limited to materials described as:
 - (i) wood material from the construction or demolition of buildings which does not contain wood preservatives;

- (ii) wood material which does not contain wood preservatives or laminates;
 - (iii) solid waste from sawmills or planing mills with an annual production of less than Sixty-Five Hundred (6500) cubic metres of lumber;
 - (iv) solid waste from post and pole operations that does not contain wood preservatives;
 - (v) solid waste from tree harvesting operations.
- c) “Bylaw Officer” means a Bylaw Enforcement Officer appointed by Council in accordance with the Municipal Government Act;
 - d) “C.A.O.” shall mean the Chief Administrative Officer;
 - e) “Council” means the Council of the Municipal District of Bighorn No.8;
 - f) “Dangerous Goods” means any material or substance that may constitute an immediate or long-term adverse effect to life, health, property or the environment when burned, spilled, leaked or otherwise released from its normal use, handling, storage or transportation environment, and shall include those products, substances and organisms that are covered by the Transportation of Dangerous Goods Regulations.
 - g) “Designated Officer” means a Designated Officer of the M.D. whose authority includes inspections or enforcement of the M.D.’s bylaws and includes the C.A.O.
 - h) “Emergency Unit” means any vehicle operated for emergency purposes whether on land, water, or in the air, by the Fire Department.
 - i) “Equipment” means any tools, contrivances, devices or materials used by the Fire Department to combat an Incident or other emergency.
 - j) “Fire” means any combustible material in a state of combustion, and for the purposes of this Bylaw shall include, but not be limited to, any hot ashes or smouldering embers resulting from a Fire or Fires.
 - k) “Fire Chief” means the Member appointed as being in charge of Fire prevention activities within the M.D. of Bighorn.
 - l) “Fire Department” means the department established by this bylaw, and includes any person duly appointed to the Fire Department.

- m) "Fire Department Lock Box" means a lockable box, as specified by the Fire Department, that contains keys for a premises as required by the Alberta Fire Code, to which the Fire Department has sole access.
- n) "Fire Hazard" means any condition, circumstance or event wherein the possibility of Fire is increased.
- o) "Fire Permit" means a document issued pursuant to this Bylaw, on a form as prescribed by the Fire Chief.
- p) "Fire Pit" means either a permanently affixed outdoor fire receptacle or an outdoor fire receptacle which is not permanently affixed.
- q) "Fire Protection" means all aspects of Fire safety, including but not limited to, Fire prevention, Fire fighting/suppression, pre-Fire planning, Fire investigation, public education and information, rescue response, training or other staff development and advising.
- r) "Fire Protection Charge" means any or all costs incurred by the Fire Department in providing Fire Protection.
- s) "Fireworks" means Fireworks as defined in the Alberta Fire Code.
- t) "Illegal Fire" means any Fire which is in contravention of this Bylaw.
- u) "Incident" means a Fire or a situation where a Fire or explosion is imminent or any other situation where there is a danger or a possible danger to health, life, property, or the environment and to which the Fire Department has responded;
- v) "Incident Manager" means the Member of the Fire Department responsible for the management of Fire Department resources in incident mitigation.
- w) "M.D." means the Municipal District of Bighorn No. 8.
- x) "Member" means any person that is duly appointed or recruited to a position with the Fire Department or a Member of the Public conscripted by the Fire Chief, Incident Manager or their designate under Section 4.9 herein;
- y) "Open Air Fire" means any Fire which is not an incinerator Fire nor a Fire in a Fire Pit, and without limiting the generality of the foregoing, includes grass Fires, forest and brush Fires, Running Fires, structure Fires, building Fires, wood scrap Fires, and ground thawing Fires.

- z) "Owner" means the Person who has care and control or power of authority or can exercise power and authority over Property or a building as defined in the Alberta Fire Code.
- aa) "Patient" means a person who is receiving or appears to be in need of medical attention.
- bb) "Peace Officer" means a Member of the Royal Canadian Mounted Police, a Member of a municipal police force, a Bylaw Enforcement Officer or a Special Constable.
- cc) "Prohibited Debris" means any material that when burned, will result in the release to the atmosphere of dense smoke, offensive odours or a substance, the release of which is regulated, prohibited, or controlled by the Environmental Protection and Enhancement Act, RSA 2000 or regulations thereunder, and includes but is not limited to:
- (i) animal carcasses;
 - (ii) animal manure;
 - (iii) chemicals and chemical containers;
 - (iv) combustible material in automobiles and automobile bodies;
 - (v) household refuse;
 - (vi) non-wooden material;
 - (vii) paints and painting material;
 - (viii) pathological waste;
 - (ix) rubber or plastic, or anything containing or coated with rubber or plastic or similar substances;
 - (x) solid waste from sawmills or planing mills with an annual production in excess of Sixty-Five Hundred (6500) cubic metres of lumber, unless an authorized Fire Permit has been approved;
 - (xi) tires;
 - (xii) used oil; or
 - (xiii) wood or wood products containing preservatives or laminates.
- dd) "Property" means any real or personal property, which, without limiting the generality of the foregoing, includes land, structures, and chattels.

- ee) "Running Fire" means a Fire burning without being under proper or any control of any person.
- ff) "Special Constable" means a special constable designated and appointed as such in accordance with the Police Act, RSA 2000.
- gg) "Violation Ticket" means a violation ticket under Part 2 or Part 3 of the Provincial Offences Procedure Act, RSA 2000.

SECTION 2 Interpretation

- 2.1 Wherever the provisions of this Bylaw are at variance with each other, the more restrictive of the two (2) provisions shall apply.
- 2.2 Where there is any conflict between the provisions of this Bylaw and any other Bylaw, the provisions of this Bylaw shall prevail.

SECTION 3 Fire Department Jurisdictions

- 3.1 The Fire Department of the M.D. shall consist of a Fire Chief, Members, buildings, Apparatus and Equipment necessary to safeguard the health and welfare, and safety of people and to protect people and property.
- 3.2 The M.D. shall be divided into three districts, with Fire stations so located as deemed necessary by the Fire Chief for the proper control and prevention of Fires and to protect people and property.
- 3.3 No Emergency Unit shall be used beyond the limits of the M.D. without the permission of the Fire Chief except where duly approved agreements have been entered into with the M.D. for use of the said Apparatus.
- 3.4 Council is authorized to enter into mutual aid and fire control agreements, including renewals and amendments thereto, with other municipalities or agencies, for the provision of Fire Protection services outside of the M.D. boundaries.

SECTION 4 Powers and Duties of the Fire Chief and Members

- 4.1 The Fire Chief shall have, subject to the direction of the C.A.O., the full and complete control and authority over the Fire Department, it's Members, it's organization, administration and discipline, including powers to add members, promote for merit, or reprimand, censure, suspension or dismissal for neglected duty, insubordination, or other cause.

- 4.2 The Fire Chief shall upon approval of Council, purchase or otherwise acquire Apparatus, Equipment, emergency units, materials and supplies required for the operation, maintenance and administration of the Fire Department;
- 4.3 The Fire Chief shall, subject to the approval of the C.A.O., be authorized to establish rules, regulations, policies, and any committees necessary for the proper organization and administration of the Fire Department governing:
- (a) the use, care and protection of Fire Department property;
 - (b) the appointment, recruitment, conduct and discipline, duties and responsibilities of the Members of the Fire Department;
 - (c) the safety and well-being of the Members, while involved in Fire Protection activities; and
 - d) the efficient operation of the Fire Department,
 - (e) providing that any regulations, rules or policies made pursuant to this bylaw shall not be inconsistent with the legislation and regulations of the Province of Alberta.
- 4.4 The Fire Chief or Incident Manager in charge at an incident has the authority to cause a building or structure to be demolished or otherwise removed if the Fire Chief or Incident Manager or any other Member in charge deems its necessary to prevent the spread of Fire to other buildings, structure or places.
- 4.5 The Fire Chief or Incident Manager in charge at an incident is empowered to enter premises or property where the incident occurred and to cause any Members, apparatus or equipment of the Fire Department to enter as he deems necessary in order to combat, control, or deal with the incident.
- 4.6 The Fire Chief or Incident Manager at any incident shall also have the power, if he shall deem it necessary, for the protection of any building or other property to enter or pass through, or to cause Members of the Fire Department to enter or pass through, any building or premise adjacent or near the scene of the incident, or to convey through or to use to operate through, in, or from such adjacent or nearby building or premise any emergency units or equipment which he shall deem necessary.
- 4.7 The Fire Chief or Incident Manager at any incident may in his discretion prescribe the limits in the vicinity of the incident within which, until he removes or changes such limits, no person or vehicle shall be permitted to come, unless such person be a regular Member of the Fire Department or a Police Department, or be admitted by order of the Fire Chief, and any person who shall without permission enter upon any portion of such

limits herein specified during the time the same shall be so closed, shall be subject to the penalties of this bylaw.

- 4.8 Pursuant to Paragraph 4.7, the Fire Chief or the Incident Manager shall be authorized to call upon Police Officers to enforce restrictions on person entering within boundaries or limits established as outlined by the Fire Chief.
- 4.9 For the prevention or extinguishing of Fires and for preservation of life and property from injury or destruction by Fire, the Fire Chief or Incident Manager may compel adults for the time being in the municipality to assist in the extinguishing of Fires and to assist in the prevention or the spread thereof.
- 4.10 The Fire Chief may obtain assistance and support from other officials of the M.D. as he deems necessary in order to discharge his duties and responsibilities under this Bylaw and other officials of the M.D. shall provide such assistance forthwith when so requested.
- 4.11 The Fire Chief shall be responsible for all Fire Protection, rescue, and dangerous goods matters including the enforcement of the Safety Codes Act of the Province of Alberta and any regulations thereunder.
- 4.12 The Fire Chief or Incident Manager in charge of an Incident shall have the power to commandeer and authorize payment for the possession or use of any equipment necessary for the purpose of mitigating an Incident.
- 4.13 The Fire Chief, and anyone acting in his absence, is hereby authorized to take whatever action he or she deems appropriate in the event that any emergency situation or emergency circumstance arises that is not provided for in this Bylaw. In the event that the Fire Chief, or anyone acting in his absence, takes action under this section, the action taken shall be limited to those steps necessary to bring the emergency situation or emergency circumstance under control. Anyone taking action under this section shall make a full report of the particulars to the C.A.O. within twenty-four (24) hours of the commencement of the action being taken.
- 4.14 Every Member shall have the authority and power to:
 - (i) perform work relating to the extinguishing or controlling of the Incident or the operations to preserve life and Property, and enter onto any Property for the purpose of extinguishing or controlling the Incident, at the discretion of the Fire Chief or Incident Manager;
 - (ii) prevent interference with the efforts of persons engaged in the extinguishing of Fires or preventing the spread thereof by regulating the conduct of the public at or in the vicinity of any Incident.

- 4.15 The Incident Manager or other Member in charge of an Incident shall have the authority and power to:
- (i) commandeer the use of any Equipment for the purposes of fighting the Incident or for the purposes of preserving life or Property;
 - (ii) perform work relating to the extinguishing or controlling the Fire or the operations to preserve life and Property and enter onto any Property for the purpose of extinguishing or controlling the Incident;
 - (iii) prevent interference with the efforts of persons engaged in the extinguishing of Fires or preventing the spread thereof by regulating the conduct of the public at or in the vicinity of any Incident.
- 4.16 Within the Fire Department there shall be Members which shall have as their responsibility the enforcement of provisions of the Safety Codes Act and its regulations, this Bylaw, and such other duties as the Fire Chief may delegate.
- 4.17 Fire inspections shall be conducted in accordance with the M.D.'s Quality Management Plan, pursuant to the Safety Codes Act.
- 4.18 Notwithstanding the schedule referred to above, any Member of the Fire Department may inspect any building, structure or place upon receipt of a complaint regarding that building, structure or place.

SECTION 5 Fire Protection Charges

- 5.1 Upon providing Fire Protection on Property within or outside of the M.D. boundaries, the M.D. in its sole and absolute discretion may charge:
- (i) the person causing or contributing to the Fire; or
 - (ii) the Owner or occupant of the Property;
- a Fire Protection Charge, and all individuals charged are jointly and severally responsible for the Fire Protection Charge.
- 5.2 The schedule of fees for Fire Protection Charges shall be as set out in the M.D.'s Fee Schedule Bylaw or any amendments thereto or replacements thereof.
- 5.3 Fire Protection Charges shall be payable within thirty (30) days of being levied.

- 5.4 Collection of unpaid Fire Protection Charges may be undertaken by civil action in a Court of competent jurisdiction and any civil action does not invalidate any lien, which the M.D. is entitled to on the Property in respect of which the indebtedness is incurred.
- 5.5 The Owner of a parcel to which Fire Protection is provided is liable for Fire Protection Charges incurred, and the M.D. may add to the tax roll of the parcel of land all unpaid Fire Protection Charges.

SECTION 6 Discharge of Duties

- 6.1 It shall be the duty of each Member of the Fire Department while performing his or her duties, to carry identification as issued by the M.D. Said identification may be a personal I.D. card, complete with the Member's picture, or may be a letter of authorization issued and signed by the Fire Chief.
- 6.2 The Fire Chief or any employee charged with the enforcement of this bylaw, acting in good faith and without malice for the M.D. in the discharge of his duties, should not hereby render themselves liable personally and the Member is hereby relieved from all personal liability for any damage that may occur to persons or property as a result of any act required or by reason of any act or omission in the discharge of their duties, unless said Member is found to have acted dishonestly, with gross negligence, or is guilty of willful misconduct.
- 6.3 Any lawsuit or legal action brought against the Fire Chief or a Member , because of an act or omission performed by said Fire Chief or Member in the enforcement of any provision of this Bylaw shall be defended by the M.D. until final determination of the proceedings.

SECTION 7 Control of Fire Hazards

- 7.1 If the Fire Chief finds within the M.D. boundaries on privately owned land or occupied public land any condition that in his opinion constitutes a Fire Hazard, the Fire Chief may order the Owner or the person in control of the land on which the Fire Hazard exists to reduce or remove the Fire Hazard within a fixed time and in a manner prescribed by the Fire Chief.
- 7.2 If the Fire Chief finds that the order made pursuant to Section 7.1 has not been carried out, a Designated Officer may enter onto the land with any equipment and any person the Designated Officer considers necessary and may perform the work required to eliminate or reduce the Fire Hazard.
- 7.3 The Owner or occupant of the land on which work was performed pursuant to Section 7.2 shall, upon demand, pay to the M.D. a Fire Protection Charge, and in default of payment of the Fire Protection Charge, the M.D. may add the Fire Protection Charge to the tax roll

of the said land, which forms a special lien against the land in favour of the M.D., from the date it was added to the tax roll.

SECTION 8 Requirement to Report

- 8.1 The Owner or authorized agent of any property damaged by Fire shall immediately report to Fire Department particulars of the Fire which are satisfactory to the Fire Chief or his designate.
- 8.2 The Owner or authorized agent of any property containing a dangerous good(s) product which sustains accidental or unplanned release of the dangerous good(s) product shall immediately report to Fire Department particulars of the release which are satisfactory to the Fire Chief or his designate.

SECTION 9 Fire Permits – Hamlets

- 9.1 The provisions of Section 9 of this Bylaw shall pertain to the Hamlets of Benchlands, Dead Man’s Flats, Exshaw, Harvie Heights and Lac Des Arcs.
- 9.2 Subject to the provisions of this Bylaw, the Fire Chief may issue Fire Permits for the purpose of burning Burnable Debris; Fire Permits shall not be issued for the burning of any Prohibited Debris.
- 9.3 Fire Permits for Open Air Fires, during the period of November 1st – March 31st, may be issued by the Fire Chief. One or more Provincial departments are responsible for the issuance of Fire Permits during the period of April 1st – October 31st.
- 9.4 An application for a Fire Permit shall be made to the Fire Chief in writing on the form prescribed by the Fire Chief. The Fire Chief shall receive and consider the application and, after having done so, the Fire Chief may, in his or her absolute discretion, issue to the applicant a Fire Permit and may impose any conditions considered appropriate under which the Fire Permit is issued.
- 9.5 Each application for Fire Permit must be accompanied by the applicable fees, if any, and must contain information as set out on the application form. A Fire Permit is not transferable.
- 9.6 A person to whom any Fire Permit has been issued under the sections above shall, at all times, keep at least one person over the age of eighteen (18) years in place to continuously supervise the Fire.
- 9.7 A Fire Permit issued pursuant to this Bylaw is valid for such period of time as shall be determined and set by the Fire Chief and endorsed on the Fire Permit, unless sooner suspended or cancelled pursuant to the provisions of this Bylaw.

9.8 The Fire Chief may, in his or her sole and absolute discretion, suspend or cancel any Fire Permit at any time. A Fire Permit may be suspended and cancelled as follows:

- (i) by advising the Fire Permit holder in person or by phone;
- (ii) by delivering a notice by facsimile transmission or by e-mail;
- (iii) by publishing a notice in a newspaper that circulates in the area;
- (iv) by delivering a notice by regular mail;
- (v) by broadcasting a notice on the applicable local radio station; or
- (vi) by posting notice on the M.D.'s web-site.

In the event that notification is provided by radio broadcast, newspaper publication, posting on the M.D. web-site, in person or by phone, the Fire Chief shall confirm the notification by delivering a copy by facsimile transmission or by regular mail.

9.9 Upon issuing a suspension or cancellation notice pursuant to the sections above, the Fire Permit being the subject of the notice is suspended or cancelled on the date stipulated in the notice.

9.10 The Fire Chief may extend the period of time for which the Fire Permit is valid, provided the Fire Permit has not expired.

SECTION 10: Fire Pits

10.1 Fire Pits shall meet the following guidelines:

- (a) be constructed of non-combustible material such as rocks, bricks or concrete, with the surface area around the Fire Pit being gravel, a concrete pad, or similar non-combustible material;
- (b) be excavated down to a good sub-soil (preferably gravel) base, or set upon non-combustible material such as brick or stone;
- (c) not within three (3) metres of the property line, building or fence;
- (d) not beneath any trees or branches, wood-piles (or other combustible materials), nor near any vehicle parking pads; and

- (e) should be located close to a good supply of water that can be readily accessed.

10.2 Fires in Fire Pits should be:

- (a) Kept to a reasonable size (under one metre in both height and width) so the fire, embers, sparks or dense smoke do not endanger anyone or cause a nuisance on any neighbouring properties;
- (b) fully supervised at all times; and
- (c) fully extinguished by no later than 01:00 hours.

SECTION 11: Fire Department Lock Box Program

11.1 The provisions of Section 11 of this Bylaw shall pertain to the owners of any building which meets the criteria set out under the Fire Department Building Access requirements of the Alberta Fire Code [2014], and amendments thereto.

Notwithstanding the above, such buildings would have features that incorporate fire protection equipment, such as fire alarm systems, sprinkler systems, elevator control or door access as identified in the Alberta Fire Code.

11.2 The owner of any building required under the Alberta Fire Code to provide a Lock Box shall be required to purchase, install and maintain the Lock Box, and to enter into an agreement with the M.D. relating to that lock box and and the obligations relating to it.

11.3 Should the ownership of any building required under the Alberta Fire Code to provide a Lock Box be transferred to a different owner(s), then the new owner(s) shall be required to enter into an agreement with the M.D. relating to that lock box and and the obligations relating to it, within ninety days of the Transfer of Ownership of the building.

11.4 The Lock Box will be provided by the MD, at a cost as set out in the Fee Schedule Bylaw, and installed, by the owner of the building, in a prominent location at the main entrance to the Premises.

11.5 The owner of any building with a Lock Box, as required under the Alberta Fire Code, shall be required to immediately inform the Fire Department of any changes to the building keys, and to provide the Fire Department with the appropriate keys, within 24 hours.

SECTION 12

Prohibitions/Offences

- 12.1 No person shall contravene any provision(s) of this Bylaw.
- 12.2 No person shall deposit, discard or leave any burning matter or substance where it might ignite other material and cause a Fire.
- 12.3 No person shall ignite an Open Air Fire without a Fire Permit, during the period of November 1st – March 31st.
- 12.4 No person shall allow a Fire to burn when said Fire is set in contravention to this bylaw.
- 12.5 No person shall, either directly or indirectly, personally or through an agent, servant or employee, kindle a Fire or let a Fire become a Running Fire on any land not belonging to that person, or allowing a Running Fire to pass from his or her own Property to the Property of another.
- 12.6 No person shall light a Fire without first taking sufficient precautions to ensure that the Fire can be kept under control at all times.
- 12.7 No person shall light a Fire when the weather conditions are conducive to creating a Running Fire.
- 12.8 No person shall fail to take reasonable steps to control a Fire for the purpose of preventing it from becoming a Running Fire or from spreading onto the Property other than his or her own Property.
- 12.9 No person shall conduct an activity that involves the use of Fire that might reasonably be expected to be a nuisance or annoyance to a neighbor.
- 12.10 No person shall conduct any activity that involves the use of Fire, where smoke from the Fire will impede visibility of vehicular traffic or pedestrian traffic on any Highway as defined in the Traffic Safety Act, RSA 2000.
- 12.11 No person shall light a Fire on lands owned or controlled by the M.D. except with the M.D.'s express written consent or in specifically designated or approved areas.
- 12.12 No person shall make inoperative a building's Fire alarm system, without first notifying the Fire Chief, unless the system is required to be made inoperative for maintenance or testing.
- 12.13 No person shall provide false, incomplete or misleading information to the M.D. or the Fire Department on or with respect to a Fire or Fire Permit application.

- 12.14 No person shall in any way impact, obstruct or hinder any Member of the Fire Department or person who shall be assisting in extinguishing any Fire, or mitigating a medical emergency or acting under the directions of the Fire Chief, or performing any other duties provided for in this bylaw,
- 12.15 No person shall move or drive a vehicle over any fire hose or Equipment at any Fire without permission of the Fire Chief or Incident Manager.
- 12.16 No person shall place or cause to be placed, any matter or thing, so as to obstruct or interfere with the operation or use of any fire hydrant, Fire Department water inlet or outlet connections on buildings, fire alarm control panels, manual alarm stations, or any fire detection device or equipment.
- 12.17 No person shall, at an Incident, enter the boundaries or limits of an area prescribed in accordance with the above sections unless that person has been authorized to enter by the Fire Chief or the Incident Manager.
- 12.18 No person shall damage or destroy Fire Department Apparatus, Equipment or Fire Department Property without proper authorization.
- 12.19 No person, other than the employee of the M.D. Operations Department or a Member of the Fire Department, shall use a fire hydrant for the purpose of obtaining or discharging water from such hydrant without first receiving permission from an official of the M.D.'s Operations Department or the Fire Department.
- 12.20 No person shall obstruct or otherwise interfere with access roads or streets or other approaches to any fire hydrants, cisterns or bodies of water designated for firefighting purposes.
- 12.21 All persons at or near any Fire shall assist in extinguishing the same and in removing furniture, goods or merchandise from any building on Fire or in danger thereof, in guarding and securing the same, and in demolishing any building or structure at, near or adjacent to the Fire, or aid in the evacuation of persons from any building on Fire or in danger of Fire, when conscripted to do so by the Fire Chief or Incident Manager.
- 12.22 Any person who in any way obstructs, prevents or refuses to admit a Fire Chief, Fire Inspector or Investigator in, to or upon any land, premises, yards, or buildings, for the purpose of inspecting or investigating on the same, or who incites or abets such shall be considered in breach of this bylaw.
- 12.23 No person shall willfully or maliciously destroy or injure any property at a Fire or any emergency units belonging to the Fire Department.

- 12.24 No person shall falsely represent himself to be an employee, or Member of, or connected with the Fire Department.
- 12.25 No person shall wear, use or have in his possession or under his control any official badge, identification card, insignia, button, cap, helmet or uniform of the Fire Department, unless such person is a regular or retired Member of the said Fire Department, and has direct and specific authority to wear or have in his possession or under his control such items.
- 12.26 No person shall use, or have in his possession or under his control, any key for any Fire Department vehicle or building, Fire Department Lockbox or key for any Fire alarm or elevator control key box within the M.D., unless directly and specifically authorized so to do by the Fire Chief.
- 12.27 No person or owner shall be in violation of Section 11.2 concerning the purchase, installation or maintenance of a Fire Department Lock Box.
- 12.28 No person, unless authorized by the Fire Chief for practice purposes, shall, by use of a Fire alarm, telephone, or any other method normally used make or cause to be made any false alarm.
- 12.29 No person shall falsely state that he has the sanction of the Fire Department in soliciting any person or company on any matter.
- 12.30 Any person who refuses to provide or furnish any information required under this bylaw, when requested by a Member of the Fire Department, or who encourages such, shall be considered in breach of this bylaw.
- 12.31 Every person who violates any of the provisions of this bylaw, or who suffers or permits any act or thing to be done in contravention or in violation of any of the provisions of this bylaw, or who neglects to do or refrains from doing anything required to be done by any of the provisions of this bylaw, or who does not act or omits any act or thing thus violating any of the provisions of this bylaw, shall be deemed to be guilty of an infraction of this bylaw, and upon a summary conviction liable to penalties as per Schedule "A" attached to this bylaw.

SECTION 13 General

- 13.1 Should a section or part of this Bylaw be found to be improperly enacted or ultra vires, for any reason, then such section or part shall be regarded as being severable from the Bylaw and the Bylaw remaining after such severance shall be effective and enforceable.

13.2 Violation Tickets may be issued and voluntary specified penalty payments may be made pursuant to Part 2 of the Provincial Offences Procedures Act, RSA 2000 and amendments thereto, in respect of an alleged contravention of a provision of this Bylaw and any amendments thereto. The voluntary specified penalty shall be as specified in Schedule "A" to this Bylaw.

13.3 Bylaw 07-10 and all amendments thereto is repealed.

13.4 The following Schedules are hereby attached to this Bylaw:

Schedule "A": Penalties

13.5 This Bylaw shall come into force on the day it is enacted by Council.

READ A FIRST TIME THIS 11TH DAY OF JUNE, A.D., 2019.

READ A SECOND TIME THIS 11TH DAY OF JUNE, A.D., 2019.

READ A THIRD TIME THIS 11TH DAY OF JUNE, A.D., 2019.


REEVE


EXECUTIVE ASSISTANT

PENALTIES

BYLAW SECTION	VIOLATION	SPECIFIED PENALTY
12.1	Contravening any section of Bylaw 07-10 (where a specified penalty is not listed in Schedule "A" of the Bylaw)	\$100.00
12.2	Deposit/Discard burning material where it might cause a fire	\$100.00
12.3	Ignite an Open Air Fire without a Fire Permit	\$100.00
12.4	Allowing a Fire to Burn in contravention of Bylaw provisions	\$100.00
12.5	Causing/Allowing a Fire on another person's property	\$100.00
12.6	Failing to take sufficient precautions for Fire control	\$200.00
12.7	Igniting a Fire in bad weather conditions (conducive to a Running Fire)	\$100.00
12.8	Failing to take reasonable steps to control a Fire	\$100.00
12.9	Nuisance/Annoying Fire	\$100.00
12.10	Smoke from Fire impeding traffic	\$200.00
12.11	Igniting a Fire on M.D.-owned lands without consent	\$200.00
12.12	Rendering a Fire Alarm System inoperative	\$500.00
12.13	Providing false/misleading/incomplete information to the M.D.	\$500.00
12.14	Obstructing/Hindering a Member of the Fire Department	\$500.00
12.15	Driving a vehicle over Fire Hose/Equipment w/o permission	\$500.00
12.16	Obstructing a Fire Hydrant/device/equipment	\$500.00
12.17	Entering the limits of a Fire area without authorization	\$500.00
12.18	Damaging/Destroying Fire Apparatus/Equipment	\$500.00
12.19	Using a Fire Hydrant without permission	\$500.00
12.20	Obstructing access roads/approaches to fire hydrants	\$500.00
12.21	Failing to follow Fire Chiefs instructions	\$500.00
12.22	Obstructing the entry of Fire Chief/Investigator	\$500.00
12.23	Destroying/Injuring property at a Fire	\$500.00
12.24	False representation (general) – employee/member of Fire Department	\$500.00
12.25	Wearing official Fire Department uniform without authorization	\$500.00
12.26	Possession of a Fire Key without authorization	\$500.00
12.27	Failure to comply with any requirements of Section 11 pertaining to Lock Boxes	\$500.00
12.28	Making a false alarm call	\$500.00
12.29	False representation – solicitation as Fire Department member	\$500.00
12.30	Failure to provide information	\$500.00